

VIRGINIA: AT THE REGULAR MEETING OF THE DINWIDDIE COUNTY BOARD OF SUPERVISORS HELD IN THE BOARD MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING IN DINWIDDIE COUNTY, VIRGINIA, ON THE 21ST DAY OF OCTOBER, 1998, AT 2:00 P.M.

PRESENT: EDWARD A. BRACEY, JR., CHAIRMAN ELECTION DISTRICT #4
LEENORA V. EVERETT, VICE-CHAIRMAN ELECTION DISTRICT #3
MICHAEL H. TICKLE ELECTION DISTRICT #2
HARRISON A. MOODY ELECTION DISTRICT #1
AUBREY S. CLAY ELECTION DISTRICT #5

OTHER: BEN EMERSON COUNTY ATTORNEY

Mr. Moody excused himself from the meeting at 5:45 P.M.

IN RE: INVOCATION – PLEDGE OF ALLEGIANCE – AND CALL TO ORDER

Mr. Edward A. Bracey, Jr., Chairman of the Board, called the regular meeting to order at 2:03 P.M. followed by the Lord's Prayer and the Pledge of Allegiance.

IN RE: AMENDMENTS TO THE AGENDA

Mr. Bracey asked if there were any amendments to the agenda.

Mr. R. Martin Long, County Administrator, stated he would like to add to Item 10, Executive Session, under Section 2.1-344 (a) 7 - Consultation with legal counsel - we need to add for the purpose of discussing Property Sales Agreement.

Mr. Long also stated between Citizen Comments and Constitutional Officers and Department Heads he would like to add the presentation of a Resolution to Mr. Thomas Fitzgerald Edmunds.

Mrs. Wendy Weber Ralph, Assistant County Administrator, stated under Item 10, Executive Session, under Section 2.1-344 (a) 1 - Discussion of employment, salaries, disciplining of public officers, appointees, or employees of any public body (Public Safety Officer) - we need to add Code Enforcement Officer.

Upon motion of Mrs. Everett, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Tickle, Mrs. Everett, Mr. Bracey voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the following amendments to the Agenda are approved:

1. Item 10, Executive Session, under Section 2.1-344 (a) 1 - Discussion of employment, salaries, disciplining of public officers, appointees, or employees of any public body (Public Safety Officer and Code Enforcement Officer).
2. Item 5A - Presentation of Resolution to Mr. Thomas Fitzgerald Edmunds.
3. Item 10, Executive Session, under Section 2.1-344 (a) 7 - Consultation with legal counsel - Property Sales Agreement.

IN RE: MINUTES

Upon motion of Mr. Tickle, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Tickle, Mrs. Everett, Mr. Bracey voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the October 7, 1998 Continuation Meeting, the October 7, 1998 Regular Meeting and the October 13, 1998 Continuation Meeting, held jointly with the Dinwiddie County School Board, are approved in their entirety.

IN RE: CLAIMS

Upon motion of Mrs. Everett, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Tickle, Mrs. Everett, Mr. Bracey voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the following claims are approved and funds appropriated for same using checks numbered 1012479 through 1012644; for Accounts Payable in the amount of \$315,118.78: General Fund \$223,356.49; E911 Fund \$2,354.77; Self Insurance Fund \$75.78; Law Library \$51.22; Forfeited Asset Sharing \$47.57; CDBG Fund \$55.00; Capital Projects Fund \$26,549.00; and County Debt Service \$62,628.95.

IN RE: COURTHOUSE CONSTRUCTION -- REQUISITION #29

Mrs. Wendy Weber Ralph, Assistant County Administrator, stated the following invoices are included in Requisition Number 29:

DEJARNETTE & PAUL INC.	\$1,135.00
SANDS, ANDERSON, MARKS & MILLER	<u>71.60</u>
TOTAL REQUISITION NUMBER 29	\$1,206.60

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Tickle, Mrs. Everett, Mr. Bracey voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that Requisition Number 29 in the amount of \$1,206.60 be approved and funds appropriated for CIP expenses for the Courthouse Project Fund.

IN RE: SCHOOL CONSTRUCTION -- REQUISITION #2 (1998A)

Mrs. Ralph stated the following invoices are included in Requisition Number 2 for the Dinwiddie County School Completion Project Series 1998A:

SANDS, ANDERSON, MARKS & MILLER	\$39,931.65
CADMUS	<u>4,508.71</u>
TOTAL OF REQUISITION NUMBER 2	\$44,440.36

Upon motion of Mr. Clay, seconded by Mr. Tickle, Mr. Moody, Mr. Clay, Mr. Tickle, Mrs. Everett, Mr. Bracey voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that Requisition Number 2 in the amount of \$44,440.36 be approved and funds appropriated for CIP expenses for the School Project Fund.

IN RE: PUBLIC FACILITIES (ACCESS ROAD) -- REQUISITION NUMBER 1

Mrs. Ralph stated the following invoices are included in Requisition Number 1 for Public Facilities (Industrial Access Road):

SANDS, ANDERSON, MARKS & MILLER	\$5,299.79
CADMUS	<u>598.66</u>
TOTAL OF REQUISITION NUMBER 1	\$5,898.45

Upon motion of Mrs. Everett, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Tickle, Mrs. Everett, Mr. Bracey voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that Requisition Number 1 in the amount of \$5,898.45 be approved and funds appropriated for CIP expenses for the Public Facilities Project Fund..

IN RE: REFUNDING BONDS – REQUISITION #1

Mrs. Ralph stated the following invoices are included in Requisition Number 1 for the Refunding Bonds:

SANDS, ANDERSON, MARKS & MILLER	\$27,266.33
CADMUS	<u>3,078.83</u>
TOTAL OF REQUISITION NUMBER 1	\$30,345.16

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Tickle, Mrs. Everett, Mr. Bracey voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that Requisition Number 1 in the amount of \$30,345.16 be approved and funds appropriated for CIP expenses for the Refunding Bonds Fund.

IN RE: PRESENTATION OF RESOLUTION - THOMAS EDMUNDS

Mr. Long stated he would like for Mr. Thomas Fitzgerald Edmunds to come forward for the presentation. Mr. Clay read the Resolution, which was adopted at the September 16th meeting of the Board and he, along with the help of Mr. Bracey presented the Resolution to Mr. Edmunds.

Mr. Edmunds stated he remembered several years ago at Church they had a Board of Elders and a Board of Deacons. The Board of Elders took care of the spiritual matters of the Church and the Deacons took care of the money matters of the Church. One of the Deacons said when he stood up to speak his thoughts sat down. He stated he was glad to be here and to see so many of his friends but at his age he stated he was glad to be anywhere!

Mr. Edmunds oldest daughter thanked the Board and stated it was quite an honor for Mr. Edmunds and the entire family.

IN RE: CITIZEN COMMENTS

Mr. Bracey asked if there were any citizens who had signed up to speak.

Mrs. Pamla A. Mann, Administrative Secretary, stated no citizen had signed up to speak.

Mr. Bracey asked if there was any citizen present who had not signed up but wished to speak.

There being none Mr. Bracey moved forward.

IN RE: VIRGINIA DEPARTMENT OF TRANSPORTATION –

RESOLUTION – CALVIN WRAY

Mr. Long stated that under Mr. Ronald H. Reekes', Resident Engineer, Virginia Department of Transportation, report today he had requested and Mr. Long had included a Resolution for the Board to consider adopting for Mr. Calvin (Potsie) Wray. Mr. Long proceeded to read the following:

WHEREAS, Mr. Calvin (Potsie) Wray has loyally served the Commonwealth of Virginia, Virginia Department of Transportation and the County of Dinwiddie for over 40 years; and

WHEREAS, Mr. Calvin Wray has worked continuously to improve the transportation system and the quality of life for the residents of Dinwiddie and the Commonwealth of Virginia; and

WHEREAS, Mr. Calvin Wray's dedication to quality work can be seen in such projects as I-95, I-85, Route's 1, 460 and numerous other projects throughout the County; and

WHEREAS, Mr. Calvin Wray has provided an extraordinary example of leadership for fellow employees and served as a mentor for many young engineers in training.

NOW THEREFORE BE IT RESOLVED, the Dinwiddie Board of Supervisors hereby commends Mr. Calvin Wray of the Virginia Department of Transportation for his loyal dedicated service and work to improve the quality of life for residents of Dinwiddie and the Commonwealth of Virginia.

Upon motion of Mr. Clay, seconded by Mrs. Everett, Mr. Moody, Mr. Clay, Mr. Tickle, Mrs. Everett, Mr. Bracey voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the above resolution of recognition of Mr. Calvin (Potsie) Wray is hereby adopted.

Mr. Long asked for Mr. Wray to stand and be recognized. He stated a final resolution would be put together, signed by the Board and delivered to him.

Mr. Wray said he appreciated all the help the Board had given him. He stated, to Mr. Tickle, he did finish 85! Mr. Wray continued by saying to the Chairman and members of the Board that he thanked them very much and he appreciated the Resolution.

IN RE: VIRGINIA DEPARTMENT OF TRANSPORTATION – WORKSHOP FOR SIX YEAR PLAN

Mr. Ronald H. Reekes, Resident Engineer, Virginia Department of Transportation, came forward to discuss the proposed six year plan with the Board. He stated his recommendation to the Board was we do not add or change the Six-Year Plan that is currently adopted. Mr. Reekes continued by stating financial reasons for not wanting to change the plan.

Mr. Long asked if the Public Hearing for the Six-Year Plan was scheduled to be heard on November 4th and if VDOT was doing the advertisement for that hearing.

Mr. Reekes stated November 4th is correct and VDOT will be placing the advertisement for the meeting.

Mr. Tickle stated he had lunch with Mr. Reekes, this date, and discussed the Six-Year Plan. He stated he wanted to, go matter of record, to comment as he stated last time there is only one (1) project, out of 10 million dollars in the Six-Year Plan; there is only one (1) project for his district and that is \$70,000.00. He stated he was going to go forth and support this issue but as a matter of record he would like to have that noted on that statement about the fact Mr. Reekes talked about not amending or not asking for a change this year but possibly addressing this issue next year. He wanted that to go into the official minutes so in the future when someone says you did not address this the year before or the year after whenever there will be something in the minutes he can go back to and discuss this when it comes up next year.

Mr. Bracey stated a few years ago we had a road Blue Tartan—

Mr. Reekes stated it is still on there.

Mr. Bracey stated Blue Tartan Road got on there through some conversation about these roads on the end. We put it in on the end with some comment or something from the VDOT Office or from Mr. Reekes himself. He stated he had some comments about it then and the way it was explained to him was that he was not going to see this thing but really but he keeps looking at year by year. He stated he was saying that to say this: at our last meeting we talked about Boisseau Road being a connector road to our school systems and he would hope we would put Boisseau Road in the same way we did the Blue Tartan or when a project is finished this will roll to the top. He stated he thought that was what Mr. Tickle was also saying.

Mr. Reekes stated yes sir—

Mr. Bracey stated he would like the record to show he was asking Boisseau Road be considered because — he stated he understood about the funding. He asked Mr. Reekes if he remembered the comment — He further stated he thought they could go back and find the minutes.

Mr. Reekes stated he thought Blue Tartan was added before he got here but he asked if he could just make a quick comment on Blue Tartan.

Mrs. Everett stated Blue Tartan was on the list and had been kicked back and we fought and we got it back where it belonged and that is where it is now.

Mr. Reekes stated a certain amount of these funds must be spent on unpaved roads. Wheaton Road qualifies, Blue Tartan Road qualifies, Shady Lane qualifies, Tranquility Lane and they have to use a certain amount on dirt roads. Mr. Reekes stated the basic criteria they use is traffic count. There is generally very little accidents on dirt roads and there is hardly any development that occurs on dirt roads so the best thing to use is traffic count. He stated they take it from highest on down. Frankly Wheaton and Blue Tartan were some of the highest traffic counts.

Mr. Bracey stated he would like to see this road be treated the same way. He further stated he was going to ask the staff to go back and get the minutes. It was either your comment or Penny Grenole's comment of how this thing or something about some other funds or something. There is no big problem he just thought Boisseau Road needed to be considered. This is one of the connector roads for the County school system.

Mr. Moody stated if Mr. Reekes was going to consider Boisseau Road he might have a couple of others for him to consider.

Mrs. Everett stated she did not want to see this plan messed with because we have worked too hard to get our roads in priority and they are moving up and she did not want to see them jeopardized.

Mr. Clay stated if he remembered correctly ever since he has been on the Board they have been fussing about Blue Tartan Road. The Sergeant Major used to come out and give them—

Mrs. Everett stated but it got knocked back, you remember, and we got it reinstated and now it is riding up to the top again and she did not want to see it knocked off again.

Mr. Bracey stated he did not say that. He stated he did not say knock it off. What he was saying was to give these other roads the same consideration.

Mrs. Everett stated well you should have given --

Mr. Bracey stated Blue Tartan is not a connector. He further stated he did not want to see anything happen to it but --

Mrs. Everett stated you should have given consideration years ago but it got left out.

Mr. Bracey stated he can't do what the Board did before he was sitting there. All he was asking was to please consider -- he thought we had all the roads covered around the schools except for Boisseau. He thought, he was almost positive.

Mr. Reekes stated it was worth consideration.

There was discussion regarding Wheaton Road, Duncan Road and the increase over projected costs for these projects.

**IN RE: VIRGINIA DEPARTMENT OF TRANSPORTATION –
BRICKWOOD SUBDIVISION SECTION 2– ACCEPTANCE
INTO SECONDARY SYSTEM OF STATE HIGHWAYS**

Mr. Tickle suggested we address the acceptance into the Secondary System of State Highways of the Brickwood Subdivision Section 2 prior to Mr. Reekes leaving the meeting. Mr. Tickle stated many times in the past we accept a road and Mr. Reekes has already left and we are not able to ask questions about the road. He thought that we may want to discuss the acceptance of the Brickwood roads while Mr. Reekes is here.

Mr. Reekes stated only Section 2 of Brickwood.

Mr. Tickle repeated only Section 2.

Mr. Reekes stated they have reviewed; the developer has worked the punch list they set forth; they re-reviewed and set forth a second punch list and that has also been completed.

Mr. William C. Scheid, Director of Planning, came forward to address the issue. He presented the issues he felt were important to the acceptance of these roads.

There was discussion regarding the roads meeting the specifications, the driveways, drainage ditches, and then the drainage that goes from the roads to the nearest receiving body of water. Both Mr. Scheid and Mr. Reekes stated

they were comfortable with the additional work the developer had performed to meet the County and State requirements.

Upon motion of Mrs. Everett, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Tickle, Mrs. Everett, Mr. Bracey voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the following resolution is hereby adopted:

RESOLUTION

WHEREAS, the streets described on the attached Additions form SR-5 (A), fully incorporated herein by reference, are shown on plats recorded in the Clerks Office of the Circuit Courts of DINWIDDIE, and

WHEREAS, the Resident Engineer for the Department of Transportation has advised the Dinwiddie County Board of Supervisors the streets meet the requirements established by the Subdivision Street Requirements of the Virginia Department of Transportation, and

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of Dinwiddie County, Virginia, requests the Virginia Department of Transportation to add the streets described on the Attached Addition Form SR-5 (A) to the Secondary System of State Highways, pursuant to Section 33.1-229, Code of Virginia, and the Department's Subdivision Street Requirements, and

BE IT FURTHER RESOLVED, this Board guarantees a clear and unrestricted right-of-way, as described, and any necessary easements for cuts, fills, and drainage, and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Resident Engineer for the Virginia Department of Transportation.

**IN RE: VIRGINIA DEPARTMENT OF TRANSPORTATION –
REPORT**

Mr. Moody stated he would like to ask Mr. Reekes a question regarding a rezoning which would be coming before the Board on November 4th. This is the Rolley rezoning and he questioned Mr. Reekes about a road the Rolley's wished to use.

Mr. Reekes stated that road had been abandoned and therefore it reverted back to the previous owner. He stated they did have a meeting scheduled regarding this the following morning to discuss where the establishment would be located and how the roads could be used.

Mr. Moody asked Mr. Reekes if they would be able to use the old road they used to go to the Homeplace Restaurant.

Mr. Reekes stated that would be between them and the property owners.

Mr. Clay asked about speed limit signs and the criteria for having them put up. He further stated he had two citizens contact him regarding Route 709, Shippings Road, who were concerned about the speed of traffic in that area.

Mr. Reekes stated he would do a speed study on Shippings Road.

There was discussion regarding where and why signs are erected. Mr. Reekes stated he would check into the areas in question.

Mrs. Everett questioned Mr. Reekes about moving farm equipment signs which had been installed in the Dinwiddie area.

Mr. Reekes stated they had put about eight (8) up. Mr. Reekes stated they have been placed in areas leading from the urbanized areas of the County coming into the rural areas.

**IN RE: VIRGINIA DEPARTMENT OF TRANSPORTATION –
WALKERS MILL ROAD – INDUSTRIAL ACCESS FUNDS
GRANTED**

Mr. Reekes stated at the Commonwealth Transportation Board meeting Walkers Mill Road was approved for Industrial Access Funds. We will not have to use County money and the project we have will be taken off the Six-Year Plan.

IN RE: COMMISSIONER OF THE REVENUE – REPORT

Mr. Bracey stated Mrs. Deborah M. Marston, Commissioner of the Revenue, would not be present today because she was busy moving into her new office area. If any Board member had questions for Mrs. Marston they should forward them to Mr. Long and he would obtain an answer for them.

Mr. Tickle stated he had asked Mrs. Marston about the classic car tax. He thought Mrs. Marston would be present today to provide him an answer to his inquiry. He stated he wished Mr. Long to note on his pad that we officially send a memorandum to Mrs. Marston notifying her to be sure the Board receives the requested information.

IN RE: TREASURER – REPORT

Mr. William E. Jones, Treasurer, continued with his report for the month of September. He stated they have completed their move to the new office area and were very pleased with the outcome of the project. He stated they may need some type of window covering to block the glare on the computer screens but they will address that issue at a later date.

**IN RE: TREASURER – AUTHORIZATION TO DESTROY PAID
TAX TICKETS FROM JULY 1, 1989 TO JUNE 30, 1992**

Mr. Jones stated he did have one item which needed action. He stated the Virginia Public Records Act provides localities with guidelines and schedule retention for the disposition of public records. The disposition of paid Personal Property and Real Estate tax tickets is allowable for any tickets five years or older and with the governing body's approval to have those tickets destroyed. He stated he was seeking their approval to destroy paid tax tickets from the time period of July 1, 1989 to June 30, 1992. These tickets were stored in the vault at the time of their move. Older years are currently in storage in the storage room and approval to destroy those will come at a later date.

Upon motion of Mr. Clay, seconded by Mrs. Everett, Mr. Moody, Mr. Clay, Mr. Tickle, Mrs. Everett, Mr. Bracey voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that authorization is granted for the Treasurer to destroy the paid Personal Property and Real Estate tax tickets from a time period of July 1, 1989 to June 30, 1992.

IN RE: COMMONWEALTH ATTORNEY – REPORT

Mr. T. O. Rainey, III, Commonwealth Attorney, came forward stating he had no report but was available for questions. He apologized to the Board for his attire but stated he had been on the ropes course with the Mentor Program. Mr. Rainey continued by thanking Mr. Long and his staff for the time they gave on the previous Friday to 150 third grade students.

IN RE: SHERIFF'S DEPARTMENT – REPORT

Sheriff Samuel Shands came forward to present his report for September and stated he was available for questioning.

There was discussion on the appraisal of the airplane and Mr. Shands stated he should have a written appraisal within approximately thirty (30) days. There was also discussion regarding the fact the airplane never left Dinwiddie County.

IN RE: BUILDING INSPECTOR – REPORT

Mr. Dwayne Abernathy, Building Inspector, came forward and presented his report for the month of September.

IN RE: BUILDING INSPECTOR – PERMIT FEES

Mr. Abernathy continued by stating included in their packets he had included an update on the permit fees currently being charged and his proposed new table of fees.

There was discussion between the Board and Mr. Abernathy regarding the written report on the current fees charged, the proposed increase in fees, and the fees being charged in surrounding localities. Mr. Abernathy also supplied the Board with the number of persons on staff in the offices in surrounding localities. Mr. Abernathy requested the Board allow him additional time to continue his research on the matter to provide additional figures regarding commercial, gas tanks, and all of the fees. There was also discussion regarding the fees covering the expenses of the department.

IN RE: ANIMAL WARDEN – REPORT

Mr. Steve Beville, Animal Warden, came forward and presented his report for the month of September.

There was discussion regarding the dog bite/attack on a youth during the month and the fate of the dog. It was reported the youth is recuperating well but will require surgery for the scars.

Mr. Bracey questioned Mr. Beville about the Code on dog fighting.

Mr. Beville replied it was a felony. It is a State law.

Mr. Moody stated but it is not to fight chickens.

Mr. Beville stated he was not sure on that.

Mr. Moody stated as long as it is not for money it was not against the law to fight chickens.

Mr. Beville stated but it is a felony to fight dogs.

Mrs. Everett asked Mr. Beville to keep an eye on the Piney beach area for stray dogs.

There was discussion regarding confinement areas and it was stated this issue was something the County needed to address.

Mr. Long stated he would meet with Mr. Beville to discuss the problem and report back to the Board with suggestions on the matter of confinement.

IN RE: DIRECTOR OF PLANNING – REPORT

Mr. William C. Scheid, Director of Planning, came forward to present his monthly update for October 1998. He stated the one item he had in his report that required action was addressed earlier in the meeting.

IN RE: ZONING ADMINISTRATOR – REPORT

Mr. John M. Altman, Jr., Zoning Administrator, came forward to present his monthly report for September 1998.

**IN RE: ZONING ADMINISTRATOR/CODE COMPLIANCE --
REPORT**

Mr. Altman reported to the Board that following his report they would find the monthly report from Mr. David Thompson, Code Compliance Officer.

Mr. Bracey stated the only thing that bothered him was "unknown". He wanted to know if our tax records or our mapping was not to the point that we have "unknown". He stated Rainbow Street was listed as NAME "unknown" and he felt that we all knew who owns that property.

Mr. Altman stated several were properties that were in foreclosure and we do not know who holds title.

Mr. Tickle stated he had visited Mr. Bracey's district when reviewing the AME Zion tower site and he was embarrassed when he entered a subdivision very close to Mr. Bracey's home. He did not know the name of this subdivision but there were numerous homes in need of repair.

Mr. Bracey stated Rainbow.

Mr. Tickle stated he knew but he was trying to be diplomatic. He stated again he was very embarrassed to go in there knowing we have a Code Enforcer now and that subdivision is in disarray. He would like to suggest sometime, someplace within the next month or month and a half a little report or documentation be sent back to the Board of Supervisors and then they will make a decision on what they wish to do with it. He stated it is a mess. He stated if he saw one dog he saw twenty dogs running free; he saw houses falling down; he saw tall grass; and he felt he saw everything.

Mr. Altman asked for clarification on exactly what Mr. Tickle wished back from him.

Mr. Tickle stated he would like to have suggestions from the Planning Department as to what the Board should do with that subdivision.

Mr. Altman asked that one in particular or County wide.

Mr. Tickle stated he could do County wide.

Mr. Bracey stated he felt the Building Department and Planning Department need to meet and set forth some guidelines for the Code Compliance Officer.

IN RE: ZONING ADMINISTRATOR – ZONING FEES

Mr. Long stated he wished the Board to note following the Code Compliance Officer's report was a report on the zoning fees which he had requested Mr. Altman compile. He continued Mr. Altman had put together a scenario of comparisons of those rates. He stated he did not know if the Board wished to consider those rates as well but he did not see where it would hurt to see where the County stood on those as well as Building fees.

There was discussion regarding how the fees were charged – per lot or per acre. Mr. Scheid came forward explaining to the Board the reasoning behind the fees charged. Mr. Altman stated to the Board the zoning fee should at least cover the cost for the Department's services. He stated as this County grows the more staff time will be needed in these cases. He further stated he does not see the need, although it may hurt some small land owners, to keep our fees low if more time will be demanded from staff to put forth in these cases. We need to move the fees up and maybe get more aggressive with the fees we charge because we are going in that direction. We can do it a whole lot better than other localities have done it but that is the direction we are going. We need to adjust our fees as to the direction we see ourselves going. We should not look at who is low and feel we need keep our fees as low. Another locality may not be doing anything and we are doing a whole lot of activity and we need to cover our costs. At a recent conference Mr. Altman attended one developer said development needs to pay for itself. That is a thought, if a developer is going to require services from staff then maybe that cost should be made up somewhere in these fees.

Mr. Scheid stated one item they have never charged for but takes considerable time is people coming into the office with one lot subdivision. They are breaking off one parcel. By the time we take this plat in, research it, call up to ask some of the background on it, research it again, we have spent a lot of time and we make no charge for this service. The number on one acre parcels that come into the Planning Office over a years period of time, he'd bet them they hit one hundred to two hundred of them. The amount of time that it takes to research them is just lost time. He stated he felt a very modest \$10.00 per plat that comes in is very reasonable. He stated this would be coming up at the next meeting.

IN RE: RECESS

Mr. Bracey called for a five (5) minute recess at 3:25 P.M.

Mr. Bracey called the meeting back to order at 3:30 P.M.

IN RE: SOCIAL SERVICES – REPORT

Mrs. Peggy McElveen, Director of Social Services, came forward and presented an update on her Department's services. She proceeded to review the 1997-1998 Annual Report.

Mrs. McElveen stated she wanted to recognize her Board. The members are as follows:

Mary E. Wynn – Chairman
Hope H. Mitchell – Vice-Chairman
Arlick Brockwell

Aubrey S. Clay
Linwood Ernest Fitzgerald, Sr.
Franklin Stewart

She stated these people do not get recognition and the Board appoints them. She stated they are an excellent Board.

Mrs. McElveen stated the Welfare Reform is working. She gave a brief synopsis of the advancements that have been made through this program.

Mr. Tickle stated he had a question – suppose he was an alien working on some type of work or on a farm in this County and for some reason he had brought his family with him. Do we have a certain part of that population that is involved with our school system or is that going to be an issue. What is that situation?

Mrs. McElveen stated she did not know about the school system and Mrs. Seward may be able to answer that. She further stated we do have, she stated she did not know about Dinwiddie County either, particularly about the number of aliens or refugees but there are people who are legally here. There are different rules for Haitians and Cubans and so if they live in the County then she would assume that they would be in our County schools.

Mr. Tickle stated so if you work on a particular farm or working for a brick mason, with a green card, then they have students. He stated maybe he needed to ask Mrs. Seward because he wanted to know if we have those in the school system. Mrs. McElveen has informed him that there are none receiving benefits from the Department of Social Services.

Mr. Tickle stated his next question was the number of children we have via that system. That are using our school systems or another service.

IN RE: SUPERINTENDENT OF SCHOOLS – REPORT

Mrs. Troilen Seward, Superintendent of Schools, came forward stating she could answer his question. They do not have any of those children in the school system. She stated Mr. Bracey, along with her, had counted the number of Hispanic children and the number of Asian children. She stated she did not remember the number exactly but it was a very small number of each. Maybe 10 perhaps Asian youngsters and 6 or 7 Hispanics.

Mr. Bracey stated all total it was a small number.

There was discussion regarding aliens and the programs they are tapping into.

Mrs. Seward stated she was desperate for bus drivers. They are currently ten (10) short.

There was discussion regarding the 4X4 programs and students having only one (1) class per semester. Mrs. Seward assured the Board this would work itself out as the classes move up from 9th grade to 12th grade.

IN RE: SUPERINTENDENT OF SCHOOLS – SUPPLEMENTAL APPROPRIATION #1 – FY 1999

Mrs. Seward stated the FY1999 Fall Membership is 4,269 students. When we compare the Average Daily Membership to the Fall Membership over the last eight years, the ratio is 99.7%. Using this ratio to project our FY1999 ADM produces an estimated Average Daily Membership of 4,256 students. The

adopted FY1999 Budget is based on a projected ADM of 4,150. At the October 13, 1998 meeting of the Dinwiddie County School Board, she was authorized to request a supplemental appropriation based on a conservative adjustment of the ADM number to 4,225 students. As a result of this, we propose a \$232,101 supplemental appropriation distributed as follows:

CATEGORY	FUND	AMOUNT
Instruction	Textbooks (206)	\$ 2,893.00
Instruction	School (205)	188,762.00
Maintenance & Operation	School (205)	37,446.00
Executive Administration	School (205)	<u>3,000.00</u>
TOTAL		\$232,101.00

There was discussion regarding the maintenance and operations.

Upon motion of Mrs. Everett, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Tickle, Mrs. Everett, Mr. Bracey voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that authorization is granted for the requested supplemental appropriation in the amount of \$232,101.00 to be distributed as follows:

CATEGORY	FUND	AMOUNT
Instruction	Textbooks (206)	\$ 2,893.00
Instruction	School (205)	188,762.00
Maintenance & Operation	School (205)	37,446.00
Executive Administration	School (205)	<u>3,000.00</u>
TOTAL		\$232,101.00

IN RE: RECREATION - REPORT

Mr. Timothy C. Smith, Recreation Director, came forward to present his monthly report for September 1998.

Mr. Bracey stated he had toured the Peanut Festival Fair in Suffolk and noted that it was a very well planned affair. He was pleased with what he had seen and stated it showed him what Dinwiddie County could do in time.

Mr. Clay asked if any recreation was being held in the McKenney area or if any recreation programs are being planned for that area.

After discussion regarding where recreation is being held in the County Mr. Long was instructed to meet with Mr. King and Mr. Smith to discuss some recreation within the McKenney area. Mr. Long stated he and Mr. Smith would attend a McKenney Council meeting.

IN RE: WILSON-KAUTZ DRIVING TOUR - RESOLUTION OF SUPPORT

Mr. Smith stated he had one item which required Board action. He requested a letter of endorsement or support for the Wilson-Kautz Driving Tour which is a driving tour following the route of the Southside Railroad Raid (June 22 - July 1, 1864) of General James H. Wilson and General August V. Kautz during Grant's Petersburg Campaign. This initiative has been in progress since October/November 1997. Encouraged by the success of Lee's Retreat Driving Tour, the committee feels that this tour will further aid in the interpretation of the Civil War. Under the proposed route, Dinwiddie County has five stops, or 19% of the driving tour.

Mr. Smith stated an endorsement of the Wilson-Kautz Driving Tour concept is a positive step towards Dinwiddie County's future in the tourism market.

Upon motion of Mrs. Everett, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Tickle, Mrs. Everett, Mr. Bracey voting "aye",

BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia endorses the concept of the Wilson-Kautz Driving Tour and authorizes staff to work with the Tour Committee.

**IN RE: RECREATION – CIVIL RIGHTS IN EDUCATION
HERITAGE TRAIL**

Mr. Smith stated he had included information in their packets regarding the Civil Rights in Education Heritage Trail. He stated he would bring them more information on this Trail as it became available.

Mrs. Ralph stated they were in need of a person who was knowledgeable on Dinwiddie County and what the County has to offer. If anyone knew of a person who might be willing to serve on this committee she would appreciate having their name.

IN RE: WASTE MANAGEMENT – REPORT

Mr. Dennis King, Director of Waste Management, came before the Board and presented his report for the months of September and October 1998.

**IN RE: WASTE MANAGEMENT – AUTHORIZATION TO
NEGOTIATE WITH WASTE MANAGEMENT**

ATLANTIC

Mr. King stated Mr. Long, Mrs. Ralph, Mr. Tickle and himself had met with representatives from Waste Management regarding a hauling contract. He stated after reviewing five proposals, researching the proposals, and lots of number crunching he felt Waste Management had the best offer. Mr. King stated they did have a lot of help from Mr. Tickle regarding the negotiations. He stated he was before the Board to ask for authorization to accept the proposal with Atlantic Waste.

There was discussion regarding what we are currently paying Shoosmith Bros. For hauling (\$28.00 Ton - \$100.00 a pull - \$1.60 a mile). Last fiscal year we spent approximately \$796,000.00 for waste removal. With the proposed fees from Atlantic Waste (\$21.50 ton - \$1.40 per mile) the County would reap a \$300,000.00 saving per year. Mr. King stated he was recommending that we accept the proposal and move forward with preparing a five (5) year contract with Atlantic Waste.

Upon motion of Mr. Tickle, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Tickle, Mrs. Everett, Mr. Bracey voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that authorization is granted for Administration to finalize a five year contract with Atlantic Waste based on the fees presented.

**IN RE: WASTE MANAGEMENT – OVERHEAD ROLLING DOOR
REPLACEMENT AND REPAIR**

Mr. King continued since they can now use the inside of the building they need a way to secure it and he had requested Mr. Faison look into the replacement of the roll up doors. Mr. Faison expeditiously did so and has the

bids ready to present to the Board for their review and action. Mr. King stated they had budgeted for these doors for two (2) years but had not proceeded with the work because they were still banging things around in there and did not feel it was necessary at that time. The bids were are follows:

<u>COMPANY</u>	<u>4 NEW DOORS</u>	<u>REPAIR 1 DOOR</u>	<u>REPAIR 1 JAM</u>	<u>ELECTRIC HOIST</u>
Overhead Door	\$ 7,734.00	Included	\$ 950.00	\$ 2,187.00
J.S. Archer	\$ 8,650.00	?	\$ 1,800.00	\$ 3,400.00
Apple Door	\$ 9,939.00	\$ 110.00	\$ 450.00	\$ 1,450.00
<u>TOTALS</u>				
Overhead Door	\$10,871.00			
J.S. Archer	\$13,850.00			
Apple Door	\$11,949.00			

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Tickle, Mrs. Everett, Mr. Bracey voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that authorization is granted to the Building and Grounds Superintendent to move forward with contracting with Overhead Door to make the necessary repairs and replacements of the overhead rolling doors at the Dinwiddie County Landfill for a sum not to exceed \$10,871.00.

Mr. King stated he would like to thank Mr. Faison for his help in obtaining the bids.

IN RE: DIRECTOR OF PUBLIC SAFETY -- REPORT

Mr. David M. Jolly, Public Safety Officer, came forward and presented his monthly report.

Mr. Tickle stated he wanted more information on the Carson Fire Department. He was concerned about the number of calls being answered in Dinwiddie County versus Prince George County.

Mr. Jolly stated there were several issues regarding Carson that needed to be addressed. He explained to the Board about the 911 system not being programmed correctly to dispatch Carson to all calls within their area and also about the fact that Carson does not carry radios for paging. He stated they were addressing this but it would be a long term project. He further stated he saw a two truck system for Carson, an engine and a tanker. This is what he felt they needed to respond in Dinwiddie County.

Mr. Tickle requested, in writing, a statement from Carson stating they were willing to respond to any calls for which they are dispatched within Dinwiddie County. He stated he felt we were not getting our moneys worth.

Mrs. Everett suggested we review the agreement we have with Prince George County.

Mr. Jolly stated he would pull the necessary information and report back to the Board.

**IN RE: DIRECTOR OF PUBLIC SAFETY – FORD VOLUNTEER
FIRE DEPARTMENT – ENGINE 23 REPAIRS**

Mr. Jolly stated he had included in his report a copy of the statement from Wheel Service, Inc. for wrecker service and repairs to Ford Volunteer Fire Department's Engine 23. This engine is a reserve engine for the rest of the County. He stated he had spoken with Chief Dennis Hale of Ford about the repair and Chief Hale conveyed they were unable to pay for these repairs out of their available funds. Mr. Jolly requested that we use the capital line item in the Volunteer Fire budget to cover this cost. He further stated Ford's Department had contacted him prior to the work and he had approved the work to be done so the unit could be kept in service.

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Tickle, Mrs. Everett, Mr. Bracey voting "{aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that authorization is granted and funds appropriated from the Capital Line Item in the Volunteer Fire budget to pay Wheel Service, Inc. \$1,655.50 for wrecker service and repairs on the Ford Volunteer Fire Department Engine 23.

IN RE: FIRE & RESCUE ASSOCIATION – REPORT

Mr. Jolly stated he was also the Fire & Rescue representative today because Mr. Charles Lewis was unable to attend.

IN RE: COUNTY ATTORNEY – REPORT

Mr. Ben Emerson, County Attorney, came forward stating he had no report but was available for questions.

Mr. Bracey asked Mr. Emerson to make an announcement regarding Virginia Bio-Fuel litigation.

Mr. Emerson stated the courts issued an opinion in the Virginia Bio-Fuel law suit against the County dismissing the claims against the County and the former County Administrator. That portion of the suit is at an end. The County still has some claims of its own to pursue against various other parties but they are not a part of the same action. This ends the liability of the County to the Bond Holders or the potential for liability. That ruling could be appealed but as of this point in time the claims have been dismissed against the County.

**IN RE: BUILDING AND GROUNDS SUPERINTENDENT
– REPORT**

Mr. Donald W. Faison, Building and Grounds Superintendent, came forward to present his monthly report.

Mr. Faison gave a brief update on the progress on the renovations to the Pamplin Administration Building.

He stated with Mrs. Marston's cleaning efforts and shredding they have filled the recycling bins already.

Mrs. Everett asked about carpet for the remainder of the first floor.

Mr. Faison stated he already called to get a price of carpeting.

Mr. Clay asked about the Courthouse and the progress of clearing up the problems.

Mr. Faison stated they were working on the problems. They had problems during this week with the chiller.

There was discussion regarding the fact the Board was unhappy with having to have this chiller fixed and felt it may be defective and should be replaced. It was suggested that we request an extended warranty, or replace the unit.

Mr. Tickle requested documentation on this matter be forwarded to him.

IN RE: HVAC MAINTENANCE -- REQUEST TO NEGOTIATE

Mrs. Ralph came forward stating an RFP had been put out for an HVAC maintenance and control system contract for all the County buildings. They received 4 proposals; reviewed, and interviewed them all and were now requesting authorization from the Board to begin negotiations with Honeywell.

Upon motion of Mrs. Everett, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Tickle, Mrs. Everett, Mr. Bracey voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that authorization is granted to Administration to begin negotiations with Honeywell to provide HVAC maintenance for all the County Buildings.

**IN RE: DINWIDDIE COUNTY WATER AUTHORITY --
CHAPARRAL STEEL WATER PROJECT VRA**

Mr. Long stated he had received a status report on the Chaparral Steel Water Project VRA Financing from Mr. Rob Harrison, Executive Director of the Dinwiddie County Water Authority. Mr. Long stated Mr. Harrison had stated the following:

1. Chaparral Steel interim water supply - Waterline project along industrial access road approximately 60% complete. This should allow them to provide an interim supply of water to Chaparral Steel by the mid November deadline requested by Chaparral Steel. Interim supply will be no more that 0.5MGD.
2. Main water project (pump station, 24" waterline, elevated tank) being prepared for bid in 30 - 60 days.
3. VRA (Virginia Resource Authority) Financing - They have been approved for VRA (Virginia Resource Authority) financing. Financing contingent upon support agreement between County and DCWA (Dinwiddie County Water Authority) and "take or pay" agreement between Chaparral Steel and DCWA (Dinwiddie County Water Authority).
4. DCWA (Dinwiddie County Water Authority) needs at this time - Item three (3) above.

Mr. Long continued that there was no action required by the Board; this was just for their information.

IN RE: INDUSTRIAL ACCESS ROAD CHANGE ORDERS

Mr. Long stated he still needed authorization from the Board to sign the two (2) additional change order requests from D. W. Lyle as discussed at the previous Board meeting. Again Mr. Long explained the work for these change orders has already taken place. The second change order in the amount of

\$41,235.70 was related to the first change order the Board had on this project where a substantial amount of additional fill was needed in a wet area of this road to properly fill it to VDOT standards. Change order number three (3) involves the concrete area in front of the Produce Center that was put down where the south bound turn lane will be when the road is completed. This change order is in the amount of \$29,879.56 making a total of \$71,111.26.

Upon motion of Mrs. Everett, seconded by Mr. Tickle, Mr. Moody, Mr. Clay, Mr. Tickle, Mrs. Everett, Mr. Bracey voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that authorization is granted for the County Administration to sign Change Order Number Two (2) in the amount of \$41,235.70 and Change Order Number Three (3) in the amount of 29,879.56 as presented by D. W. Lyle Corporation on the Industrial Access Road for Chaparral Steel.

**IN RE: COUNTY ADMINISTRATOR COMMENTS –
INFORMATION BOOKLET ON DINWIDDIE COUNTY**

Mr. Long stated in the front of the Board packets was placed a booklet on Dinwiddie County which Mrs. Charity Taylor, Parks and Recreation Staff Assistant and Mrs. Mann had compiled. He stated he felt this was a fantastic piece of work and would provide information on the County to incoming residents. This booklet is a draft copy and he asked the Board members to look through it and if they knew of any additional information that needed to be included to please let Mrs. Taylor or Mrs. Mann know. He thanked them for their hard work.

IN RE: COUNTY ADMINISTRATOR – COMMENTS

Mr. Long stated he had included in their packet a letter from the County of Isle of Wight. This letter was from Mr. Robert C. Claud, Sr, Chairman, Board of Supervisors requesting support of Malcolm T. Cofer who currently represents Region 2 localities on the VACo Board of Directors. Mr. Cofer's term is set to expire on December 31st and according to VACo's by-laws is eligible to serve additional terms of office.

Mr. Long stated no action was needed unless the Board wished to support Mr. Cofer with a resolution of support.

Mr. Long continued that he had enclosed a letter from Mr. J. Chapman Petersen, Council Member, City of Fairfax, regarding proposed legislation for the upcoming 1999 General Assembly session which will preserve important historic properties in the Commonwealth. The Historic Courthouse Preservation Zone enabling legislation is an effort to draw attention to and support for historic County Circuit Courthouses throughout the Commonwealth and , more pertinently, the historic neighborhoods which surround them. It does so by creating a "zone" around the historic Courthouse which awards incentives for appropriate preservation and redevelopment.

Mr. Long stated if any Board member had any further questions about this proposed legislation to please let him know and he would obtain answers for them.

**IN RE: COUNTY ADMINISTRATOR COMMENTS – PROPOSED
RETREAT**

Mr. Long stated he felt a Retreat was needed to discuss the CIP and budget goals for the upcoming year.

After discussion it was decided to try to schedule the Retreat for December 7th and 8th at the Omni in Charlottesville. Mr. Long will move forward on this and report his findings to the Board.

IN RE: BOARD MEMBER COMMENTS

Mr. Clay – He asked why the lights on the outside of the Courthouse were turned out at night.

Mr. Long stated Administration had received complaints regarding the costs of burning the lights so they were turned off.

Mr. Clay stated he felt the lights should be on at night.

Mrs. Everett – She stated she, along with Mr. Long, had attended the Crater Juvenile Detention Center on Monday for a tour. She stated she felt every Board member should visit the Center to see the condition of the Center and needs.

Mr. Moody – no comment

Mr. Tickle – no comment

Mr. Bracey – no comment

IN RE: RECESS

Mr. Bracey called for a five (5) minute recess at 5:15 P.M. prior to the Executive Session.

RE: EXECUTIVE SESSION

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Clay, Mr. Tickle, Mrs. Everett, Mr. Bracey voting "aye" pursuant to the Virginia Freedom of Information Act, Section 2.1-344 (A) - 1 Discussion of employment, salaries, disciplining of public officers, appointees, or employees of any public body (Public Safety; Code Compliance Officer); and Section 2.1-344 (A) - 7 Consultation with legal counsel (Property Sales Agreement) the Board moved into Executive Session at 5:30 P.M.

A vote having been made and approved the meeting reconvened into Open Session at 6:45 P.M.

IN RE: CERTIFICATION

Upon motion of Mrs. Everett, seconded by Mr. Clay, Mr. Clay, Mr. Tickle, Mrs. Everett, Mr. Bracey voting "aye", the following resolution was adopted:

WHEREAS, the Board of Supervisors of Dinwiddie County convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

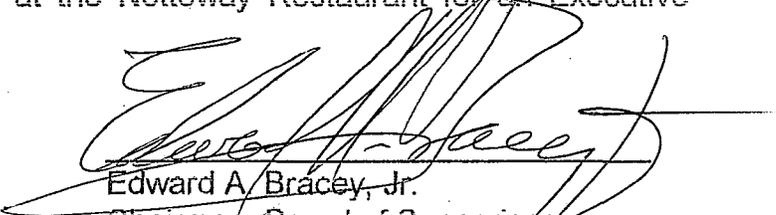
WHEREAS, Section 2.1-344.1 of the Code of Virginia requires a certification by the Board of Supervisors of Dinwiddie County, that such Executive meeting was conducted in conformity with Virginia law;

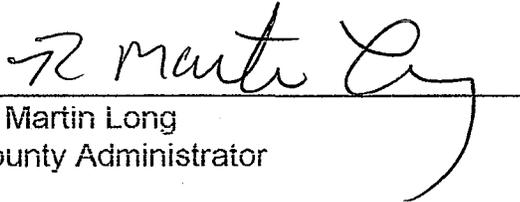
NOW THEREFORE BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia, hereby certifies that, to the best of each member's knowledge, (1) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to

which this certification resolution applies; and (2) only such public business matters as were identified in the motion convening the executive meeting were heard, discussed or considered by the Board of Supervisors of Dinwiddie County, Virginia.

IN RE: ADJOURNMENT

Upon motion of Mr. Clay, seconded by Mr. Tickle, Mr. Clay, Mr. Tickle, Mrs. Everett, Mr. Bracey voting "aye", the meeting adjourned at 6:47 P.M. to be continued at 5:00 November 4th at the Nottoway Restaurant for an Executive Session.


Edward A. Bracey, Jr.
Chairman, Board of Supervisors

ATTEST: 
R. Martin Long
County Administrator

/pam